# UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
V.	)	
	)	Docket No. 4:17-cr-40044-TSH
ADAM GERMANO	)	
	)	
Defendant.	)	
	)	

## JOINT MEMORANDUM PURSUANT TO LOCAL RULE 116.5(b) and (c)

The United States of America and the defendant Adam Germano ("Defendant") through their respective counsel, hereby submit this joint memorandum addressing Local Rule 116.5(b) and (c).

The United States and the Defendant jointly request that the status conference scheduled for January 5, 2018 be cancelled and that this case be transferred to the district judge. In the alternative, the parties ask that the Court treat the interim status conference as a final status conference under Rule 116.5(c) and transfer the case to the district judge.

## I. Local Rule 116.5(c)(1)

The Defendant requests that the case be transferred to the district judge for a Rule 11 hearing.

#### II. Local Rule 116.5(c)(2)

The parties do not anticipate pretrial motions or any need for a pretrial conference.

#### **III.** Local Rule 116.5(c)(3)

The parties note that they presently anticipate entering into a plea agreement pursuant to Fed. R. Crim. P. 11(c)(1)(B).

Finally, the parties agree that the period from the presently-scheduled interim status

conference on January 5, 2018 and the not-yet-scheduled Rule 11 hearing should be excluded pursuant to 18 U.S.C. § 3161(h)(1).

Respectfully submitted,

**ADAM GERMANO** 

ANDREW E. LELLING UNITED STATES ATTORNEY

By: /s/ Blake J. Rubin (by WFA)
Blake J. Rubin

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Date: January 5, 2018

### **CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/<u>s/ William F. Abely</u>
William F. Abely
Assistant U.S. Attorney

Date: January 5, 2018